



3. Attached as Exhibit B hereto is a true and correct copy of the transcript of the May 17, 2012 hearing on Ventas Realty, Limited Partnership's Motion for Expedited Discovery.

4. Attached as Exhibit C hereto is a true and correct copy of Defendants' Responses and Objections to Plaintiff's First Set of Interrogatories to Defendants and Plaintiff's First Set of Requests for Production of Documents, dated May 31, 2012.

5. Attached as Exhibit D hereto is a true and correct copy of Notice of Deposition of Assisted Living Concepts, Inc., dated May 31, 2012.

I certify, under penalty of perjury, that the foregoing statements are true.

Dated: Chicago, Illinois  
June 5, 2012

/s/ John A. Rothstein  
John A. Rothstein